

S E R V E D

February 5, 2014

FEDERAL MARITIME COMMISSION

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DOCKET NO. 11-12

**KAWASAKI KISEN KAISHA, LTD.;
NIPPON YUSEN KAISHA; UNITED ARAB SHIPPING COMPANY (S.A.G.);
and YANG MING MARINE TRANSPORT CORPORATION**

v.

THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY

**ORDER GRANTING THREE COMPLAINANTS' MOTION TO WITHDRAW
AND MOTION TO WITHDRAW AS COUNSEL**

On September 20, 2013, Complainants Nippon Yusen Kaisha, United Arab Shipping Company (S.A.G.), and Yang Ming Marine Transport Corporation ("Withdrawing Complainants") filed a motion seeking to withdraw from this proceeding. The Withdrawing Complainants indicate that they do not want to provide the confidential discovery necessary to pursue this case and seek to avoid the prejudice, cost, burden, and risk of disclosure of confidential and sensitive information necessary to proceed. The remaining complainant, Kawasaki Kisen Kaisha, Ltd., has not moved to withdraw.

On September 24, 2013, Reed Smith LLP, counsel for Complainants, also filed a motion to withdraw. Reed Smith indicates that its withdrawal will be effective upon the withdrawal of the Withdrawing Complainants. The remaining complainant, Kawasaki Kisen Kaisha, Ltd., is also represented by separate counsel, who will remain.

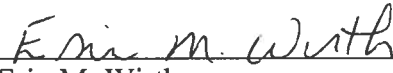
A number of other complainants and counsel for complainants have been permitted to withdraw from this case because they did not want the time and expense involved with proceeding. Good cause having been established, withdrawal will be permitted.

The Commission has previously permitted removal of party names from the caption in future case documents when the party is no longer a party to the proceeding. *Carolina Marine Handling, Inc. v. South Carolina State Ports Authority*, 30 S.R.R. 1243, 1248 (FMC 2006). In this proceeding,

the names of previously withdrawing parties have been removed from the caption. To avoid confusion and ensure consistency, the Withdrawing Complainants' names will also be removed from the caption.

Accordingly, it is hereby **ORDERED** that the motion filed by Nippon Yusen Kaisha, United Arab Shipping Company (S.A.G.), and Yang Ming Marine Transport Corporation to withdraw from the proceeding be **GRANTED**. Nippon Yusen Kaisha, United Arab Shipping Company (S.A.G.), and Yang Ming Marine Transport Corporation will be removed from the case caption.

It is further **ORDERED** that the motion filed by Reed Smith LLP to withdraw as counsel be **GRANTED**.


Erin M. Wirth
Administrative Law Judge